

FIRST REGULAR SESSION  
HOUSE COMMITTEE SUBSTITUTE FOR  
**SENATE BILL NO. 266**  
**92ND GENERAL ASSEMBLY**

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Reported from the Committee on Health Care Policy, April 8, 2003, with recommendation that the House Committee Substitute for Senate Bill No. 266 Do Pass by Consent.

STEPHEN S. DAVIS, Chief Clerk

1024L.02C

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**AN ACT**

To amend chapter 633, RSMo, by adding thereto two new sections relating to services for persons with developmental disabilities.

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*Be it enacted by the General Assembly of the state of Missouri, as follows:*

Section A. Chapter 633, RSMo, is amended by adding thereto two new sections, to be  
2 known as sections 633.032 and 1, to read as follows:

**633.032. 1. The department of mental health shall develop a plan to address the  
2 needs of persons who are on a waitlist for services, including persons in habilitation centers  
3 waiting for community placement. Such plan shall reflect the partnership between persons  
4 with developmental disabilities and their families, community providers, and state officials,  
5 and shall support the choice and control of consumers and their families in the delivery of  
6 services and supports. Such plan shall include the following:**

7       **(1) A method to reduce the waitlist for services over a period of five years and to  
8 reduce the waiting period to ninety days;**

9       **(2) A description of minimum supports and services available to all eligible  
10 individuals and their families;**

11       **(3) An evaluation of the capacity of current providers to serve more individuals;**

12       **(4) A method of adjusting support and service levels based on the needs of the  
13 eligible individual combined with family or other relevant circumstances affecting the  
14 support of such individual;**

15       **(5) A method for determining the circumstances when out-of-home twenty-four-  
16 hour care may be necessary;**

17       **(6) A description of how the plan will be implemented on a statewide basis;**

18       **(7) Any changes in state law that will be required to implement the plan; and**

19           **(8) An analysis of the budgetary and programmatic effects of providing supports**  
20 **and services for all eligible individuals and their families.**

21           **2. The plan required pursuant to this section shall be completed on or before**  
22 **November 1, 2003. The director of the department of mental health shall submit a copy**  
23 **of the plan to the speaker of the house of representatives, the president pro tem of the**  
24 **senate, and the governor.**

**Section 1. 1. The department of mental health and the department of social services**  
2 **shall jointly prepare a plan to address the need for mental health services and supports for:**

3           **(1) All of the cases in the custody of the department of social services that involve**  
4 **children in the system due exclusively to a need for mental health services, and where there**  
5 **is no instance of abuse, neglect, or abandonment; and**

6           **(2) Children or persons seventeen years of age who are determined by the court to**  
7 **require mental health services under subdivision (5) of subsection 1 of section 211.181,**  
8 **RSMo.**

9           **2. Such plan shall include:**

10           **(1) An analysis of federal funding, including waivers, that may be used to support**  
11 **the needed mental health services and supports;**

12           **(2) An analysis of the budgetary and programmatic impact of meeting the needs**  
13 **of the children and persons seventeen years of age for mental health services and supports;**  
14 **and**

15           **(2) An analysis of the feasibility, including time frames, of securing federal funds**  
16 **for the support of the needed mental health services and supports.**

17           **3. The plan required in this section shall be completed on or before January 1,**  
18 **2004. The directors of the department of social services and the department of mental**  
19 **health shall submit a copy of the plan to the governor, the president pro tem of the senate,**  
20 **and the speaker of the house of representatives.**